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15 Attorneys for Defendant

16 IN THE UNITED STATES DISTRICT COURT

17 FOR THE EASTERN DISTRICT OF CALIFORNIA

18 NICOLE A. HARDIN,

19 Plaintiff,

20 v.

21 JO ANNE B. BARNHART,  
22 Commissioner of  
23 Social Security,

24 Defendant.

25 CASE NO. 2:05-CV-00381-WBS-  
26 CMK

27 STIPULATION AND [proposed]  
28 ORDER SETTLING ATTORNEY'S  
FEES PURSUANT TO THE EQUAL  
ACCESS TO JUSTICE ACT  
(EAJA)

19 It is stipulated by the parties through their undersigned  
20 counsel, with the Court's approval, that counsel for Plaintiff be  
21 awarded attorney's fees under the Equal Access to Justice Act (EAJA)  
22 in the amount of FIVE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS  
23 (\$5,500.00), for compensation for legal services rendered on  
24 Plaintiff's behalf, pursuant to 28 U.S.C. § 2412(d), thereby  
25 constituting a compromise settlement for all fees under the EAJA in  
26 this action, but not constituting any admission of Defendant's

1 liability under the EAJA in this action.

2 Payment of the amount specified above shall constitute a  
3 complete release from and bar to any and all claims of Plaintiff's  
4 counsel relating to EAJA fees in connection with this action,  
5 without prejudice to any future request for fees under the Social  
6 Security Act, 42 U.S.C. § 406(b).

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28 HARDIN v. Barnhart  
EAJA Stip & Order  
2:05-cv-00381-WBS-CMK

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2 DATE: November 22, 2006 /s/ Ann M. Cerney (as authorized on  
3 November 22, 2006)  
4 ANN M. CERNEY  
Attorney at Law

5 Attorney for Plaintiff

6 DATE: November 22, 2006 McGREGOR W. SCOTT  
7 United States Attorney  
8 BOBBIE J. MONTOYA  
Assistant U.S. Attorney

9  
10 By: /s/ Bobbie J. Montoya for  
NANCY M. LISEWSKI  
Special Assistant U.S. Attorney  
11  
12 Attorneys for Defendant

13 OF COUNSEL:  
14 LUCILLE GONZALES MEIS  
15 CHIEF COUNSEL, REGION IX  
UNITED STATES SOCIAL SECURITY ADMINISTRATION

1  
2  
3 ORDER

4 Counsel for Plaintiff is hereby awarded attorney's fees  
5 pursuant to the Equal Access to Justice Act in the amount of  
6 \$5,500.00, pursuant to the stipulation of the parties.  
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8 APPROVED AND SO ORDERED.  
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10 DATED: November 27, 2006  
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12 WILLIAM B. SHUBB  
13 UNITED STATES DISTRICT JUDGE  
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